

REMARKS

Claim 1-22 are currently pending in the present application.

In paragraphs 2 and 4 of the Office Action ("Action"), the Examiner rejects claims 1 and 13 under the judicially created doctrine of non-statutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,980,235. Applicant's submit herewith a Terminal Disclaimer in compliance with 37 CFR § 1.321, thereby overcoming this rejection.

In paragraphs 3 and 5 of the Action, the Examiner rejects claims 5 and 15 under the judicially created doctrine of non-statutory obviousness-type double patenting as being unpatentable over claim 10 of U.S. Patent No. 6,980,235. Again, Applicant's submit herewith a Terminal Disclaimer in compliance with 37 CFR § 1.321, thereby overcoming this rejection.

The application is in condition for allowance. Notice of same is earnestly solicited. Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Penny Caudle (Reg. No. 46,607) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

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Respectfully submitted,

By 

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Attachment: Terminal Disclaimer